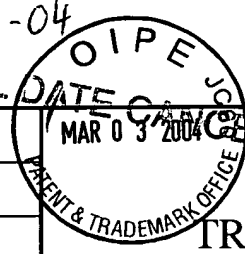


03-05-04

MAIL DATE



GAU 1651

| | |
|----------------------|-------------------|
| First Named Inventor | Rosario Brancato |
| Serial No. | 09/901,320 |
| Filing Date | July 9, 2001 |
| Group Art Unit | 1651 |
| Examiner Name | Sandra E. Saucier |
| Attorney Docket No. | 118.002US01 |

**TRANSMITTAL
FORM UNDER
37 CFR 1.10
(LARGE ENTITY)**

Title: USE OF UBIQUINONE Q10 FOR THE LOCAL TREATMENT AND PREVENTION OF POST-SURGICAL OPHTHAMOLOGIC PATHOLOGIES

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

MAR 10 2004

| | | | |
|---|-------------------|---------------|--------|
| Enclosures | | | |
| <p>The following documents are enclosed:</p> <ul style="list-style-type: none"><input checked="" type="checkbox"/> A Communication Regarding Examiner Interview Summary (2 pgs.);<input checked="" type="checkbox"/> A copy of return postcard of July 22, 2003;<input checked="" type="checkbox"/> A courtesy copy of Form 1449 and identified references; face sheets from certified copies of Italian and PCT priority documents, and a courtesy copy of the published PCT application;<input checked="" type="checkbox"/> A return postcard. | | | |
| <p>Please charge any additional fees or credit any overpayments to Deposit Account No. 501373.</p> | | | |
| <u>CUSTOMER NUMBER 27073</u> | | | |
| <p>Leffert Jay & Polglaze, P.A. P. O. Box 581009 Minneapolis, MN 55458-1009</p> | | | |
| Submitted By | | | |
| Name | Thomas W. Leffert | Reg. No. | 40,697 |
| Telephone | (612) 312-2204 | | |
| Signature | | | Date |
| | | March 4, 2004 | |
| Certificate of Mailing | | | |
| <p>"Express Mail" mailing label number: EL962669188US Date of Deposit: March 4, 2004</p> <p>These papers and fees are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and addressed to MS AF, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.</p> | | | |
| <p>(LARGE ENTITY TRANSMITTAL UNDER 37 C.F.R. 1.10)</p> | | | |



MAIL DATE



RECEIVED

MAR 10 2004

Courtesy copy

Receipt of the below-listed documents is hereby acknowledged in the U.S. Patent and Trademark Office:

First Named

Inventor: Rosario Brancato

Serial No.: 09/901,320

Filed: July 9, 2001

Title: small entity
USE OF UBIQUINONE Q10 FOR THE LOCAL TREATMENT AND
PREVENTION OF POST-SURGICAL OPHTHALMOLOGIC
PATHOLOGIES

Enclosed: A Request for Continued Examination (RCE) Transmittal (1 pg.); a check in the amount of \$375.00 for RCE fee; an Information Disclosure Statement (1 pg.); a Form 1449 (1 pg.); a copy of International Search Report from Priority Document (3 pgs.); 8 references as cited; and a return postcard

Mailed on July 22, 2003 via Express Mail No. EV32460852US

Atty. Docket No.: 118.002US01



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| | | |
|---|-------------------|--|
| First Named Inventor | Rosario Brancato | COMMUNICATION REGARDING EXAMINER INTERVIEW SUMMARY |
| Serial No. | 09/901,320 | |
| U. S. Filing Date | July 9, 2001 | |
| Confirmation No. | 7767 | |
| Group Art Unit | 1651 | |
| Examiner Name | Sandra E. Saucier | |
| Attorney Docket No. | 118.002US01 | |
| Title: USE OF UBIQUINONE Q10 FOR THE LOCAL TREATMENT AND PREVENTION OF POST-SURGICAL OPHTHAMOLOGIC PATHOLOGIES | | |

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Examiner Saucier initiated a telephonic interview on February 3, 2004 with Applicant's representative, Thomas W. Leffert, to note that the subject case appeared to be in condition for allowance; however, certain documents, including certified copies of priority documents and prior art references, were missing from the Patent Office's file wrapper. Applicant notes that the Examiner's Interview Summary mailed February 4, 2004 states that the missing documents "have been lost in transit and are no longer associated with the case." Applicant notes that the missing documents were received by the Office as evidenced by the enclosed copy of the return postcard, indicating receipt of all documents via express mail at the OIPE on July 22, 2003.

In an effort to restore the Office's copy of the case file, Applicant has enclosed courtesy copies of the Form 1449 and the identified references. Additionally, Applicant has enclosed the face sheets of the certified copies of the Italian and PCT priority documents, identified as 1307281 and PCT/IT00/00434, respectively, along with a courtesy copy of the published PCT application. Although Applicant is attempting to procure replacement certified copies of the priority documents, and will supply them to the Examiner when they are made available to Applicant, Applicant has been unable to obtain certified copies in the time period set to reply to the Examiner's Interview Summary. However, in view of the return postcard indicating receipt of the originally filed certified copies, Applicant believes it has fulfilled any requirement for timely submission of the documents.

COMMUNICATION REGARDING EXAMINER INTERVIEW SUMMARY

PAGE 2

Serial No. 09/901,320

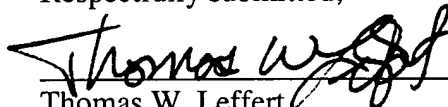
Attorney Docket No. 118.002US01

Title: USE OF UBIQUINONE Q10 FOR THE LOCAL TREATMENT AND PREVENTION OF POST-SURGICAL OPHTHAMOLOGIC PATHOLOGIES

The Examiner is invited to contact the Applicant's Representative at the below-listed telephone number if there are any questions regarding this communication.

Respectfully submitted,

Date: 4 MAR 04



Thomas W. Leffert
Reg. No. 40,697

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